

1 Jonathan W. Fountain, Esq.  
 2 Nevada Bar No. 10351  
 3 Joanna M. Myers, Esq.  
 4 Nevada Bar No. 12048  
 HOWARD & HOWARD ATTORNEYS PLLC  
 5 3800 Howard Hughes Parkway, Suite 1000  
 6 Las Vegas, Nevada 89169  
 Telephone: (702) 257-1483  
 Email: [jwf@h2law.com](mailto:jwf@h2law.com)  
 Email: [jmm@h2law.com](mailto:jmm@h2law.com)

7 Hao Ni, Esq.  
 8 NI, WANG & MASSAND PLLC  
 9 8140 Walnut Hill Lane, Suite 615  
 Dallas, TX 75231  
 Telephone: (972) 331-4600  
 Email: [hni@nilawfirm.com](mailto:hni@nilawfirm.com)

10 *Attorneys for Plaintiff/Counterclaimant*  
 11 *Yuyao Tanghong International Trade Co., Ltd.*

12 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

13 YUYAO TANGHONG INTERNATIONAL  
 14 TRADE CO., LTD., a Chinese corporate  
 entity,  
 15 Plaintiff/Counterdefendant,  
 vs.  
 16 FOHSE, INC., a Nevada corporation,  
 17 Defendant/Counterclaimant.

Case No.: 2:23-cv-01789-APG-BNW

**STIPULATION AND ORDER TO AMEND  
 DISCOVERY SCHEDULING ORDER**

**(Fourth Request)**

19 Plaintiff/Counterdefendant Yuyao Tanghong International Trade Co., Ltd. (“Plaintiff”) and  
 20 Defendant/Counterclaimant Fohse, Inc. (“Defendant”) (collectively, the “Parties”), hereby  
 21 stipulate and respectfully seek the Court’s permission to amend the Discovery Plan and Scheduling  
 22 Order (ECF No. 48) to account for the withdrawal of prior counsel and the appearance of new  
 23 counsel for Plaintiff (ECF Nos. 57 & 59) such that the present fact discovery deadline will be  
 24 extended from July 14, 2025 to October 15, 2025, and all remaining deadlines shall be amended to  
 25 conform to the deadlines of the Local Patent Rules as shown in LPR 1-22 and as set forth herein.  
 26 Pursuant to Local Rule 26-3, the Parties provide the following information.

27 **A. A statement specifying the discovery completed.**

28 This is a complex patent infringement case regarding allegations of infringement of

1 patents for commercial LED lighting fixtures used the horticulture industry between international  
2 competitors with witnesses residing or frequently travelling to and from China and several states.

3 In addition to the discovery set forth in the June 25, 2024, Order (ECF No. 30) specifying  
4 the discovery completed as of that order, the Parties have engaged in the following additional  
5 discovery:

6 • The Parties have exchanged Preliminary Claim Constructions and Extrinsic  
7 Evidence pursuant to LPR 1-14.

8 **B. A specific description of the discovery that remains to be completed.** The following  
9 discovery remains to be completed by the Parties:

10 • Defendant is preparing supplemental responses to Plaintiff's discovery requests  
11 covered by the Protective Order (ECF No. 24).  
12 • The Court may hold a Claim Construction Hearing and issue an Order within 60  
13 days thereafter pursuant to LPR 1-17.  
14 • The Parties may thereafter amend their contentions pursuant to LPR 1-18a.  
15 • Defendant expects to make a further document production in response to Plaintiff's  
16 requests under the entered Protective Order.  
17 • The Parties intend to take depositions of respective party representatives, officers,  
18 etc., and the inventors of the patent-in-suit prior to the close of fact discovery.  
19 • The Parties will propound requests for responses to interrogatories, admissions and  
20 documents within the remaining fact discovery period.  
21 • The Parties will produce affirmative and rebuttal expert designations and reports  
22 after the entry by the Court of a claim construction order.  
23 • The Parties may thereafter take depositions of their respective experts.

24 **C. The reasons why the deadline was not satisfied, or the remaining discovery was not  
25 completed within the time limits set by the discovery plan.**

26 On March 13, 2025, prior counsel for Plaintiff filed their Motion to Withdraw (ECF No.  
27 51.) The Court held a hearing on the Motion on March 19, 2025 and granted the Motion to  
28 Withdraw on March 19, 2025. (ECF No. 53.) Plaintiff's current lead counsel appeared in this case

1 on April 21, 2025. (ECF No. 57.)

2 **D. A proposed schedule for completing all remaining discovery.**

3 The Parties propose conforming the remaining discovery in this case to that shown in LPR  
 4 1-22 as set forth in the following “Fourth Amended Discovery Schedule.” The dates in brackets  
 5 identify contingent deadlines pursuant to the time provided by the respective Local Patent Rule,  
 6 and the “Count” sets forth the cumulative number of days from the initial scheduling conference  
 7 provided by the Local Patent Rules in support of extended discovery deadlines.

8 **FOURTH AMENDED DISCOVERY SCHEDULE**

	<b>Description</b>	<b>Proposed Date</b>	<b>Previous Date</b>	<b>Count<sup>1</sup></b>
2	Opening Claim Construction Brief (LPR 1-16)	<b>June 19, 2025</b> (21 days after LPR1-15 submission)	<b>March 28, 2025</b>	35
3	Response to Claim Construction Brief (LPR 1-16)	<b>July 10, 2025</b> (21 days after Opening Brief)	<b>April 18, 2025</b>	56
4	Reply Claim Construction Brief and Matter Submitted to Court for Hearing (LPR 1-16)	<b>July 17, 2025</b> (7 days after Response Brief)	<b>April 25, 2025</b>	63
5	Claim Construction Tutorials and Hearing (LPR 1-17)	<b>Sept. 18, 2025 @ 9:00am</b> (within 60 days after the Reply brief is filed, the court should complete its hearing)	,2025 [06/24/25]	123
6	Fact Discovery Cut-off	<b>October 15, 2025</b>	<b>July 24, 2025.</b>	153
7	Claim Construction Order (LPR 1- 17)	,2025 [11/17/25] (should issue within 60 days after the hearing)	,2025 [08/25/25]	183
8	Post-Claim Construction Settlement Conference (LPR 1-19)	,2025 [12/18/2025] (30 days after Claim Construction Order)	,2025 [09/24/25]	214

28 <sup>1</sup> Total number of days after the Court’s May 15th 2025 status conference.

9	Disclosure of amended contentions under LPR 1-18a and opinion of counsel for defense under LPR 1- 18b	, 2025 [12/18/2025] (30 days after Claim Construction Order)	, 2025 [09/24/25]	214
10	Expert Designations	, 2025 [01/17/26] (60 days after Claim Construction Order)	, 2025 [10/24/25]	244
11	Rebuttal Expert Designations	, 2025 [02/16/26] (30 days after Expert Designations)	, 2025 [11/24/25]	274
12	Expert Discovery Cut-off	, 2025 [03/19/26] (30 days after Rebuttal Expert Designations)	, 2025 [12/24/25]	305
13	Dispositive Motion Deadline	, 2026. [04/18/26] (30 days after close of Expert Discovery)	, 2025 [01/23/26]	335

The Parties respectfully submit that good cause exists to amend the applicable Discovery Scheduling Order (ECF No. 48) as set forth in the above Fourth Amended Discovery Schedule for the reasons set forth herein above.

WHEREFORE, the Parties hereby respectfully request that the Court enter an order amending the Discovery Scheduling Order (ECF No. 48) in accordance with the Fourth Amended Discovery Schedule set forth herein.

**IT IS SO AGREED AND STIPULATED:**

## HOWARD & HOWARD ATTORNEYS PLLC

LEX TECNICA LTD.

By: /s/ Jonathan W. Fountain  
Jonathan W. Fountain, Esq.  
Nevada Bar No. 10351  
Joanna M. Myers, Esq.  
Nevada Bar No. 12048  
3800 Howard Hughes Parkway,

By: /s/ F. Christopher Austin  
F. Christopher Austin, Esq.  
Nevada Bar No. 6559  
10161 Park Run Drive, Suite 150  
Las Vegas, NV 89145  
Telephone: (702) 610-9094

1 Las Vegas, NV 89169  
2 Telephone: (702) 257-1483  
3 Email: [jwf@h2law.com](mailto:jwf@h2law.com)  
4 Email: [jmm@h2law.com](mailto:jmm@h2law.com)

5 NI, WANG & MASSAND PLLC  
6 Hao Ni, Esq.  
7 Admitted *pro hac vice*  
8 8140 Walnut Hill Lane, Suite 615  
Dallas, TX 75231  
Telephone: (972) 331-4600  
Email: [hni@nilawfirm.com](mailto:hni@nilawfirm.com)

9 *Attorneys for Plaintiff/Counterdefendant*  
10 *Yuyao Tanghong International Trade Co., Ltd.*

11 Email: [chris@lextechnica.com](mailto:chris@lextechnica.com)

12 Henry Jared Doster, Esq.  
13 Admitted *pro hac vice*  
14 97 West Oak Avenue, Suite 300  
Panama City, FL 32401  
Telephone: (850) 319-4248  
Email: [jared@lextechnica.com](mailto:jared@lextechnica.com)

15 SNELL & WILMER  
16 R. Scott Weide, Esq.  
17 Nevada Bar No. 5541  
18 1700 S. Pavillion Center Drive, Suite 700  
Las Vegas, NV 89144  
Telephone: (702) 382-4804  
Email: [sweide@swlaw.com](mailto:sweide@swlaw.com)

19 *Attorneys for Defendant/Counterclaimant*  
20 *Fohse, Inc.*

21 **IT IS SO ORDERED:**

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ANDREW P. GORDON  
24 CHIEF UNITED STATES DISTRICT JUDGE

25 DATED: June 2, 2025